



**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

ENTERED
09/28/2020

In re:)	Chapter 11
)	
NEIMAN MARCUS GROUP LTD LLC, <i>et al.</i> ,)	Case No. 20-32519 (DRJ)
)	
Reorganized Debtors. ¹)	(Jointly Administered)
)	
MARIPOSA INTERMEDIATE HOLDINGS)	
LLC, NEIMAN MARCUS GROUP LTD LLC,)	
and THE NEIMAN MARCUS GROUP LLC,)	
)	
Plaintiffs,)	Adv. Proc. No. 20-03402
)	
v.)	
)	
MARBLE RIDGE CAPITAL LP and MARBLE)	
RIDGE MASTER FUND LP,)	
)	
Defendants)	
)	

**STIPULATION AND AGREED ORDER FURTHER EXTENDING TEMPORARY
RESTRAINING ORDER AND CONTINUING HEARING AND RELATED DEADLINES
WITH RESPECT TO PLAINTIFFS' APPLICATION FOR
PRELIMINARY INJUNCTION**

(Docket No. 82)

Plaintiffs Mariposa Intermediate Holdings LLC, Neiman Marcus Group LTD LLC, and

The Neiman Marcus Group LLC (together, the "Plaintiffs") and Defendants Marble Ridge Capital

¹ The Reorganized Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number, are: Neiman Marcus Group LTD LLC (9435); Bergdorf Goodman Inc. (5530); Bergdorf Graphics, Inc. (9271); BG Productions, Inc. (3650); Mariposa Borrower, Inc. (9015); Mariposa Intermediate Holdings LLC (5829); NEMA Beverage Corporation (3412); NEMA Beverage Holding Corporation (9264); NEMA Beverage Parent Corporation (9262); NM Bermuda, LLC (2943); NM Financial Services, Inc. (2446); NM Nevada Trust (3700); NMG California Salon LLC (9242); NMG Florida Salon LLC (9269); NMG Global Mobility, Inc. (0664); NMG Notes PropCo LLC (1102); NMG Salon Holdings LLC (5236); NMG Salons LLC (1570); NMG Term Loan PropCo LLC (0786); NMG Texas Salon LLC (0318); NMGP, LLC (1558); The Neiman Marcus Group LLC (9509); The NMG Subsidiary LLC (6074); and Worth Avenue Leasing Company (5996). The Debtors' service address is: One Marcus Square, 1618 Main Street, Dallas, Texas 75201.

LP and Marble Ridge Master Fund LP (collectively, “Defendants, and together with Plaintiffs, the “Parties”) hereby enter into this stipulation (the “Stipulation”) and agree as follows:

WHEREAS, on August 26, 2020, Plaintiffs filed a Complaint And Application For A Temporary Restraining Order And Preliminary Injunction and supporting papers and exhibits (the “Application”) [Docket Nos. 1 - 3];

WHEREAS, on August 28, 2020, the Parties agreed to, and the Court entered, a Stipulation and Agreed-Upon Temporary Restraining Order (the “Temporary Restraining Order”) setting a hearing on the Application for September 18, 2020 [Docket No. 22];

WHEREAS, on September 14, 2020, the Parties agreed to, and the Court entered, a Stipulation and Agreed Order Extending Temporary Restraining Order and Continuing Hearing and Related Deadlines With Respect to Plaintiffs’ Application for Preliminary Injunction (the “Extended Temporary Restraining Order”) [Docket No. 53];

WHEREAS, on September 17, 2020, the Parties agreed to, and on September 18, 2020, the Court entered, a Stipulation and Agreed Order Modifying Briefing Schedule with Respect to Plaintiffs’ Application for Preliminary Injunction (the “Modified Scheduling Order”) [Docket No. 62];

WHEREAS, on September 23, 2020, Defendants filed their memorandum and accompanying papers in opposition to the Application;

WHEREAS, the Parties have agreed to modify the Temporary Restraining Order, as modified by the Extended Temporary Restraining Order and the Modified Scheduling Order, and to continue the hearing on the Application and related deadlines;

NOW, THEREFORE, THE PARTIES HEREBY AGREE AND STIPULATE AS FOLLOWS:

1. The Temporary Restraining Order, as modified by the Extended Temporary Restraining Order and the Modified Scheduling Order, and all terms and restrictions therein, except as specifically modified by this Order, is extended by agreement and shall remain in full force and effect until 5:00 p.m. Central Time on January 29, 2021, at which time the order shall expire and dissolve unless either terminated earlier by court order or further extended as provided by law, agreement of the parties, or further order of this Court on good cause shown.

2. The amount to be held in the escrow account established pursuant to paragraph 1 of the Temporary Restraining Order shall be reduced from \$55 million to \$10 million, and the other \$45 million plus any accrued interest may be released;

3. The hearing on the Application is continued to 9:00 a.m. Central Time on January 29, 2021, to be separately noticed by Plaintiffs.

4. Defendants' deadline to answer or otherwise respond to the Complaint is extended to October 30, 2020;

5. Discovery is stayed until November 20, 2020;

6. Plaintiffs shall their reply in support of their Application on or before December 18, 2020.

IT IS SO ORDERED.

Signed: September 28, 2020.



DAVID R. JONES
UNITED STATES BANKRUPTCY JUDGE

Dated: September 28, 2020

Houston, Texas

Agreed:

/s/ Leif T. Simonson

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